

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

UNITED STATES OF AMERICA

versus

JERRY TREVINO (1)

ALVIN NELSON (2)

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CRIMINAL ACTION NO. 1:12-CR-29

AMENDED PRE-TRIAL ORDER

This case is reset for **Final Pre-Trial Conference** on September 23, 2013 at 10:00 a.m. in Courtroom #3, United States Courthouse, Beaumont, Texas, at which time dates for **Jury Selection** and **Trial** will be determined. Counsel shall be prepared to commence jury selection and trial in the afternoon and continuing thereafter.

The following deadlines shall apply in this case.

September 3, 2013 Any motion to suppress evidence shall be filed with the court.

September 9, 2013 Any motion for continuance shall be filed with the court.

September 13, 2013 Counsel for the Government shall deliver to counsel for Defendant(s) proposed jury instructions.

September 16, 2013 The parties shall notify the Court of any plea agreement. Notification shall be by hand delivery or fax of a signed copy of the plea agreement and factual basis for the plea. **After this deadline, no plea agreement will be honored by the court, and Defendant will not receive points for acceptance of responsibility.**

September 16, 2013 If the parties do not notify the Court of a plea agreement as provided above, defense counsel shall deliver to counsel for the Government any additional jury instructions desired by Defendant(s). If two or more Defendants are represented by separate counsel, their submission must be made jointly.

September 17, 2013 Counsel for Defendant(s) and counsel for the Government shall confer to determine which jury instructions can be agreed upon.

September 17, 2013 Parties shall file any motions in limine.

September 19, 2013 Counsel for the Government and counsel for the Defendant(s) shall:

- A. Jointly file agreed upon instructions;
- B. Each file any proposed instructions that were not agreed upon, citing the authority for each instruction. (Any party seeking to file proposed jury instructions after the deadline may do so only with leave of Court.);
- C. Each file any objections to the other's proposed jury instructions. Objections must be written, specific, cite authority, and include any alternate instructions counsel deem more appropriate;
- D. Each file proposed voir dire questions;
- E. If counsel believes that a written response to a particular motion in limine is needed, file it.
- F. Each provide the court a list of witnesses, a list of exhibits anticipated to be introduced during trial, and a copy of each marked exhibit. All exhibits to be used for trial shall be pre-marked numerically and in succession. (Groups of exhibits pertaining to the same subject matter, such as photos of same scene, may, at counsel's discretion be numbered and lettered, i.e., 2a, 2b, 2c, etc.) Counsel shall provide the Court the original and two (2) copies of each list and marked exhibit.

SIGNED at Beaumont, Texas, this 12th day of August, 2013.



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE